

FILED
01 MAY -9 PM 4:14
U.S. DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

Debtor

SALES AGENT/AUCTIONEER/BROKER: None

COMPENSATION TO SALES AGENT/AUCTIONEER/BROKER, ETC.: None

ESTIMATED TRUSTEE'S COMPENSATION ON SALE: \$925.00.

LIENS/MORTGAGES/SECURITY INTERESTS ENCUMBERING PROPERTY: Whaleys Equipment holds a perfected security interest in the 1993 Timberjack 2400 tractor. The Timberjack tractor is being sold subject to the lien held by Whaleys Equipment as well as any other liens and encumbrances against the tractor. Therefore, Whaleys Equipment will not receive any of the proceeds from this sale.

EXPENSES OF SALE: NONE

DEBTOR'S EXEMPTION: NONE

PROCEEDS ESTIMATED TO BE RETAINED BY ESTATE: \$3,700.00

Applicant is informed and believes that it would be in the best interest of the estate to sell said property by Private sale. Applicant also believes that the funds to be recovered for the estate from the sale of said property justify its sale and the filing of this Application.

Any party objecting to the trustee's sale must do so in writing, and in accordance with SC LBR 9014-1. All objections should be filed with the Clerk of Court, United States Bankruptcy Court, 1100 Laurel Street, Post Office Box 1448, Columbia, South Carolina 29202, with a copy served on the Trustee, debtor in possession, as applicable, at the address shown below. A copy of the objection should also be served on the United States Trustee, AT&T Building, 1201 Main Street, Suite 2440, Columbia, South Carolina 29201. **All objections must be filed and served within twenty (20) days from the date of this notice in accordance with the terms recited herein.** If an objection is filed and served, a hearing will be held on the objection at the date and time noted on the Notice of Application and Opportunity for Hearing.

The Court may consider additional offers at the hearing held on an objection to the sale. The Court may order at this hearing that the property be sold to another party on equivalent or more favorable terms.

The trustee or debtor in possession, as applicable, may seek sanctions or other similar relief against any party filing a spurious objection to this notice.

WHEREFORE, Applicant requests the Court to issue an Order Authorizing Sale of Assets and such other and further relief as may be proper.

Ralph C. McCullough

Ralph C. McCullough, II, Trustee
Post Office Box 1799
Columbia, South Carolina 29202
(803) 765-2935
District Court I.D. No.: 2786

By JPH
with Consent

Columbia, South Carolina
5-9, 2001.

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